

TO THE
SUPREAM AUTHORITY
OF THIS
COMMON-WEALTH,
THE
PARLIAMENT OF ENGLAND.

The PETITION of JOHN Earle of RUTLAND.

HUMBLT SHEWETH,

THat whereas his principal House *Belvoir Castle*, is lately pulled down, by Order from the Council of State, to his great inconveniency for living in the Country; And being Tenant in possession of *Wallingford House*, having a just Title thereunto under the State, at least unto *Lady day* next; As may appear by the Case annexed, though the Commissioners for compounding refuse to confirm it: The Lord *Howard* pretending Title thereunto also, endeavours by his power to disturb, and by threats of force to dispossess your Petitioner thereof; contrary to the Law, and your late Act for ordering estates of Delinquents: Prayeth to be protected from force, and that the Lord *Howard* may be left to his Legal course, to whom your Petitioner will appear *gratis*; or else that it will please you to determine the Controversie your selvs, to whose judgements your Petitioner shall submit.

And pray, &c.

The Case betwixt the Earle of RUTLAND and the Lord HOWARD, is as followeth.

- 1 **T**He Earle of Rutland was certainly Tenant in possession of Wallingford House, at the time of the Lord Edward Howards pretended Lease from the Committee of Advance.
 - 2 That the said Lease to the Lord Howard, at 40 l. per annum, with the abatement of a fifth part for discovery, was upon pretence of his being a discoverer; though incapable of a Lease, being a Member of the said Committee.
 - 3 That the discovery, if any were, was before that time made by another person to the Commissioners of Sequestrations for Westminster, to which it did properly appertain.
 - 4 That the Earle of Rutland, upon supposal of a Right in the Lord Howard, promised possession of Wallingford House; But the aforesaid pretended Title of the Lord Howard, was afterwards annulled by the Commissioners for compounding, and waived by the Lord Howard himself; by his taking a New Lease to commence within his former pretended Term, and all this, before such time as the said Earle was to deliver him possession; whereby the Lord Howard's supposed Right was extinct; and by consequence, the Earle of Rutland's engagement of rendering possession absolutely discharged.
 - 5 That before this new Lease of the Lord Howards, from the Commissioners for compounding, the Earle of Rutland had agreed with the Commissioners for Sequestrations, to continue in the said Wallingford House, till Lady day next, at the Rent of 136 l. 13 s. 4 d. besides all Taxes and Repairs, which is more then was yet offered by any other (being also willing to give the same or a greater Rent, for the term of 7 years) the said Commissioners for sequestrations having power by instructions, to continue the Tenants in possession till Lady day next.
 - 6 The Earle of Rutland is advised by Counsel, that the Lord Howard's new Lease is void, for that it is not made pursuant to the directions set forth in your Act of the 25 of January 1649, it neither being let for the best Rent offered, nor upon any contract made by the Commissioners for Sequestrations.
- Lastly, It was Ordered by this Honourable House as followeth;

Die Martis 8. Decembr. 1646.

Resolved by the Commons assembled in Parliament, That no Member of either House shall have any Sequestrations whatsoever, either by Lease or Grant.

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